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ATTORNEYS FOR PLAINTIFF
INTUITIVE SURGICAL OPERATIONS, INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

INTUITIVE SURGICAL OPERATIONS, INC.,
Plaintiff,
v.
JONATHAN LAM, AND DOES 1-10,
Defendant.

Case No. 3:24-cv-7427-TSH

**DECLARATION OF DOUG TILLEY
IN SUPPORT OF PLAINTIFF
INTUITIVE SURGICAL
OPERATIONS, INC.'S *EX PARTE*
MOTION FOR A TEMPORARY
RESTRAINING ORDER AND
EXPEDITED DISCOVERY**

Date: October 28, 2024
Time: 9:00 a.m.
Judge: Hon. Thomas S. Hixson

Action Filed: October 24, 2024

1 I, Doug Tilley, declare:

2 1. I am an attorney with the law firm BraunHagey & Borden LLP, counsel of record
3 for Plaintiff Intuitive Surgical Operations, Inc. (“Intuitive”). I submit this Declaration in support of
4 Intuitive’s *Ex Parte* Motion for a Temporary Restraining Order and Expedited Discovery
5 (Intuitive’s “Motion”). The facts set forth in this Declaration are based on my personal knowledge,
6 following a reasonable and diligent inquiry. I could and would testify competently to such facts if
7 called upon to do so.

8 2. Attached hereto as **Exhibit 1** is a true and correct copy of email and attached letter I
9 sent to Defendant Jonathan Lam (“Defendant”) on October 9, 2024. A physical copy of my letter
10 was delivered to Defendant on October 10.

11 3. I also attempted to reach Defendant by phone on October 9, 10, and 11 to discuss
12 the issues raised in my letter. Defendant did not accept or return any of my calls.

13 4. Attached hereto as **Exhibit 2** is a true and correct copy of a thread of emails
14 exchanged between myself and Defendant as part of Intuitive’s efforts to secure Defendant’s
15 voluntary compliance with his contractual and other legal obligations to Intuitive. Defendant has
16 not responded to my October 23 email.

17 5. Attached hereto as **Exhibits 3** and **4**, respectively, are the Requests For Production
18 Of Documents And Things and Interrogatories that Intuitive respectfully requests leave to serve
19 upon Defendant on an expedited basis.

20 6. Attached hereto as **Exhibit 5** is a true and correct copy of Intuitive’s Complaint on
21 file in this action.

22 7. I have provided Defendant with notice of Intuitive’s Motion. Prior to the filing of
23 Intuitive’s Motion, I emailed Defendant at jonlam2228@gmail.com, the email address he and I
24 have used to communicate with one another (*see* Exhibit 2), attaching electronic versions of the
25 public versions of Intuitive’s Motion and supporting papers and Intuitive’s Complaint. My office
26 has also arranged for a messenger to personally deliver hard copies of those materials to
27 Defendant’s home.

1 I declare under penalty of perjury under the laws of the United States that the foregoing is
2 true and correct to the best of my knowledge, information, and belief.

3
4 Dated: October 25, 2024

/s/ Doug Tilley

Doug Tilley